

Notice of Allowability

Application No.

10/816,141

Examiner

Barry J. Gooden Jr.

Applicant(s)

ENG, ALLEN L.

Art Unit

3616

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to application filed 4/1/04.
2. ☒ The allowed claim(s) is/are 1-16.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some* c) ☐ None of the:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.
THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
- (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
- 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
- (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☒ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☒ Information Disclosure Statements (PTO-1449 or PTO/SB/08),
Paper No./Mail Date 4/1/04
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☐ Interview Summary (PTO-413),
Paper No./Mail Date _____.
7. ☒ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____.

EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Mr. Randal Homburg on 6/5/06.

The application has been amended as follows:

Claim 1, line 2, "lift arm assembly having a rear segment and a front segment" has been replaced with --lift arm assembly having a front segment and a rear segment--.

Claim 1, line 5, "segment pivotally" has been replaced with --segment of said trailing arm assembly pivotally--.

Claim 1, line 9, "hydraulic lift am" has been replaced with --lift arm--.

Claim 1, line 10, "said outer surface" has been replaced with --said outer surfaces--.

Claim 1, line 11, "bushing socket of" has been replaced with --bushing socket tubes of--.

Claim 2, line 6, "preferred ride character" has been replaced with --preferred riding characteristic--.

Claim 3, lines 6-7, "preferred ride character" has been replaced with --preferred riding characteristic--.

Claim 4, line 6, "extending, raising" has been replaced with --extending and raising--.

Claim 5, line 5, "mounted to two lift cylinder mounting attachments" has been replaced with --mounted to a lift cylinder mounting attachment--.

Claim 5, line 6, "extending, raising" has been replaced with --extending and raising--.

Claim 7, line 5, "by a corner brace" has been replaced with --by corner braces--.

Claim 7, line 5, "reenforced" has been replaced with --reinforced--.

Claim 7, line 8, "suspension attaching bolt tubes" has been replaced with --a suspension attaching bolt tube--.

Claim 7, line 20, "attachment" has been replaced with --attachments--.

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Claim 8, line 5, "a rear cross member plate leading to an approach extension" has been replaced with --a rear cross member plate--.

Claim 9, line 2, "lift arm assembly having a rear segment and a front segment" has been replaced with --lift arm assembly having a front segment and a rear segment--.

Claim 9, line 4, "segment pivotally" has been replaced with --segment of said trailing arm assembly pivotally--.

Claim 9, line 8, "hydraulic lift am" has been replaced with --lift arm--.

Claim 9, line 9, "said outer surface" has been replaced with --said outer surfaces--.

Claim 9, line 10, "bushing socket of" has been replaced with --bushing socket tubes of--.

Claim 9, line 22, "extending, raising" has been replaced with --extending and raising--.

Claim 9, line 18, "preferred ride character" has been replaced with --preferred riding characteristic--.

Claim 11, line 8 of page 26, "attachment" has been replaced with --attachments--.

Claim 11, line 14, "reenforced" has been replaced with --reinforced--.

Claim 11, line 15, "by a corner brace" has been replaced with --by corner braces--.

Claim 12, line 12, "two trailing arm beams having a front end" has been replaced with --two trailing arm beams each said trailing arm beam having a front end--.

Claim 12, line 14 of page 28, "a rear cross member plate leading to an approach extension" has been replaced with --a rear cross member plate--.

Claim 12, line 14, "reenforced" has been replaced with --reinforced--.

Claim 12, line 15, "by a corner brace" has been replaced with --by corner braces--.

Claim 13, line 2, "lift arm assembly having a rear segment and a front segment" has been replaced with --lift arm assembly having a front segment and a rear segment--.

Claim 13, line 4, "segment pivotally" has been replaced with --segment of said trailing arm assembly pivotally--.

Claim 13, line 8, "hydraulic lift am" has been replaced with --lift arm--.

Claim 13, line 9, "said outer surface" has been replaced with --said outer surfaces--.

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Claim 13, line 10, "bushing socket of" has been replaced with --bushing socket tubes of--.

Claim 13, line 18, "preferred ride character" has been replaced with --preferred riding characteristic--.

Claim 13, line 22, "extending, raising" has been replaced with --extending and raising--.

Claim 14, lines 7-8, "said at least one lift cylinder" has been replaced with --one of said two tandem lift cylinders--.

Claim 15, lines 6-7, "said at least one lift cylinder" has been replaced with --one of said two tandem lift cylinders--.

Claim 15, line 12, "two trailing arm beams having a front end" has been replaced with --two trailing arm beams each said trailing arm beam having a front end--.

Claim 15, line 14, "reenforced" has been replaced with --reinforced--.

Claim 15, line 15, "by a corner brace" has been replaced with --by corner braces--.

Claim 16, lines 6-7, "said at least one lift cylinder" has been replaced with --one of said two tandem lift cylinders--.

Claim 16, line 10, "are secured" has been replaced with --is secured--.

Claim 16, line 12, "two trailing arm beams having a front end" has been replaced with --two trailing arm beams each said trailing arm beam having a front end--.

Claim 16, line 14 of page 35, "a rear cross member plate leading to an approach extension" has been replaced with --a rear cross member plate--.

Claim 16, line 14, "reenforced" has been replaced with --reinforced--.

Claim 16, line 15, "by a corner brace" has been replaced with --by corner braces--.

Allowable Subject Matter

2. The following is an examiner's statement of reasons for allowance: the prior art fails to disclose a lift arm assembly joined to a trailing arm assembly at the same location the trailing arm assembly joins the frame.

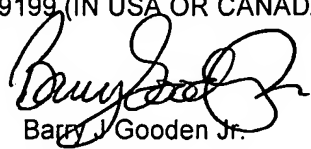
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Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

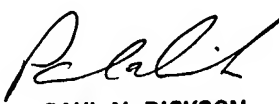
Any inquiry concerning this communication or earlier communications from the examiner should be directed to Barry J. Gooden Jr. whose telephone number is (571) 272-5135. The examiner can normally be reached on Monday-Friday 8:00am-4:30pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Paul N. Dickson can be reached on (571) 272-6669. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

 6/7/06
Barry J. Gooden Jr.
Examiner
Art Unit 3616

BJG

 6/7/06
PAUL N. DICKSON
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